IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.14498 of 2008
BHONU NUT
Versus
STATE OF BIHAR
---

2. 15.5.2008. Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case under Sections 323, 379 and 498A of the Penal Code and Sections 3 and 4 of the Dowry Prohibition Act. It is submitted on his behalf that notwithstanding the allegation contained in the First Information Report, he is ready and willing to continue the matrimonial relationship with his wife and for that purpose he shall file a written undertaking in the court below. Once such an undertaking is filed in the court below, petitioner, namely, Bhonu Nut be released on provisional bail on furnishing bail bond of Rs. 5000/- (Five thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Muzaffarpur East in connection with Ahiyapur P.S.Case No. 529 of 2004 and thereafter notice be issued to his wife and in presence of the court, petitioner shall make all possible efforts for resolution of the matrimonial dispute between him and his wife not

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only by words of mouth but also by his suitable conduct and gesture. In the event dispute is resolved or his wife is found to be unreasonable, provisional bail granted to the petitioner shall be confirmed, otherwise it shall be open to the court below to pass appropriate orders in accordance with law considering the reasonableness of the stand of the parties including the discretion to either confirm or not to confirm the provisional bail granted to the petitioner under this order.

This application is, accordingly, disposed of.

Let this order be communicated to the court below through fax on payment of usual charges by the petitioner.

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P.K.P. **(V.N.Sinha,J.)**